

[DOCID: f:publ201.104]

[[Page 2421]]

³ N
—

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1997

[[Page 110 STAT. 2422]]

Public Law 104-201
104th Congress

An Act

To authorize appropriations for fiscal year 1997 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes. <<NOTE: Sept. 23, 1996 - [H.R. 3230]>>

Be it enacted by the Senate and House of Representatives of the United States of America in <<NOTE: National Defense Authorization Act for Fiscal Year 1997.>> Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the ``National Defense Authorization Act for Fiscal Year 1997''.

SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF CONTENTS.

(a) Divisions.--This Act is organized into three divisions as follows:

- (1) Division A--Department of Defense Authorizations.
- (2) Division B--Military Construction Authorizations.
- (3) Division C--Department of Energy National Security Authorizations and Other Authorizations.

(b) Table of Contents.--The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Organization of Act into divisions; table of contents.

Sec. 3. Congressional defense committees defined.

DIVISION A--DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I--PROCUREMENT

Subtitle A--Authorization of Appropriations

Sec. 101. Army.

Sec. 102. Navy and Marine Corps.

Sec. 103. Air Force.
Sec. 104. Defense-wide activities.
Sec. 105. Reserve components.
Sec. 106. Defense Inspector General.
Sec. 107. Chemical Demilitarization Program.
Sec. 108. Defense health programs.

Subtitle B--Army Programs

Sec. 111. Repeal of limitation on procurement of Armed Kiowa Warrior helicopters.
Sec. 112. Multiyear procurement authority for Army programs.
Sec. 113. Bradley TOW 2 Test Program sets.

Subtitle C--Navy Programs

Sec. 121. Nuclear attack submarine programs.
Sec. 122. Arleigh Burke class destroyer program.
Sec. 123. EA-6B aircraft reactive jammer program.
Sec. 124. T-39N trainer aircraft for the Navy.
Sec. 125. Penguin missile program.

[[Page 110 STAT. 2423]]

Subtitle D--Air Force Programs

Sec. 131. Repeal of limitation on procurement of F-15E aircraft.
Sec. 132. Modification to multiyear procurement authority for C-17 aircraft program.

Subtitle E--Other Matters

Sec. 141. Assessments of modernization priorities of the Reserve components.
Sec. 142. Destruction of existing stockpile of lethal chemical agents and munitions.
Sec. 143. Extension of authority to carry out Armament Retooling and Manufacturing Support Initiative.

TITLE II--RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Subtitle A--Authorization of Appropriations

Sec. 201. Authorization of appropriations.
Sec. 202. Amount for basic and applied research.
Sec. 203. Dual-use technology programs.
Sec. 204. Defense Special Weapons Agency.

Subtitle B--Program Requirements, Restrictions, and Limitations

Sec. 211. Space launch modernization.
Sec. 212. Space-Based Infrared System program.
Sec. 213. Clementine 2 micro-satellite development program.
Sec. 214. Live-fire survivability testing of V-22 Osprey aircraft.

Sec. 215. Live-fire survivability testing of F-22 aircraft.
Sec. 216. Limitation on funding for F-16 tactical manned reconnaissance aircraft.
Sec. 217. Cost analysis of F-22 aircraft program.
Sec. 218. F-22 aircraft program reports.
Sec. 219. Cost-benefit analysis of F/A-18E/F aircraft program.
Sec. 220. Joint Advanced Strike Technology (JAST) program.
Sec. 221. Unmanned aerial vehicles.
Sec. 222. High altitude endurance unmanned aerial reconnaissance system.
Sec. 223. Cyclone class patrol craft self-defense.
Sec. 224. One-year extension of deadline for delivery of Enhanced Fiber Optic Guided Missile (EFOG-M) system.
Sec. 225. Hydra-70 rocket product improvement program.
Sec. 226. Federally funded research and development centers.
Sec. 227. Demilitarization of conventional munitions, rockets, and explosives.
Sec. 228. Research activities of the Defense Advanced Research Projects Agency relating to chemical and biological warfare defense technology.
Sec. 229. Certification of capability of United States to prevent illegal importation of nuclear, biological, or chemical weapons.
Sec. 230. Nonlethal weapons and technologies programs.
Sec. 231. Counterproliferation support program.

Subtitle C--Ballistic Missile Defense Programs

Sec. 241. Funding for ballistic missile defense programs for fiscal year 1997.
Sec. 242. Certification of capability of United States to defend against single ballistic missile.
Sec. 243. Report on ballistic missile defense and proliferation.
Sec. 244. Revision to annual report on ballistic missile defense program.
Sec. 245. Report on Air Force National Missile Defense Plan.
Sec. 246. Capability of National Missile Defense system.
Sec. 247. Actions to limit adverse effects on private sector employment of establishment of National Missile Defense Joint Program Office.
Sec. 248. ABM Treaty defined.

Subtitle D--Other Matters

Sec. 261. Maintenance and repair at Air Force installations.
Sec. 262. Report relating to Small Business Innovation Research Program.
Sec. 263. Amendment to University Research Initiative Support program.
Sec. 264. Amendments to Defense Experimental Program To Stimulate Competitive Research.
Sec. 265. Elimination of report on the use of competitive procedures for the award of certain contracts to colleges and universities.
Sec. 266. Pilot program for transfer of defense technology information to private industry.
Sec. 267. Research under transactions other than contracts and grants.
Sec. 268. Desalting technologies.
Sec. 269. Evaluation of digital video network equipment used in Olympic games.

[[Page 110 STAT. 2424]]

Sec. 270. Annual joint warfighting science and technology plan.

Subtitle E--National Oceanographic Partnership Program

Sec. 281. Findings.

Sec. 282. National Oceanographic Partnership Program.

TITLE III--OPERATION AND MAINTENANCE

Subtitle A--Authorization of Appropriations

Sec. 301. Operation and maintenance funding.

Sec. 302. Working capital funds.

Sec. 303. Armed Forces Retirement Home.

Sec. 304. Transfer from National Defense Stockpile Transaction Fund.

Sec. 305. Civil Air Patrol Corporation.

Sec. 306. Availability of additional funds for antiterrorism activities.

Sec. 307. Nonlethal weapons capabilities.

Sec. 308. SR-71 contingency reconnaissance force.

Subtitle B--Depot-Level Activities

Sec. 311. Extension of authority for aviation depots and naval shipyards to engage in defense-related production and services.

Sec. 312. Test programs for modernization-through-spares.

Subtitle C--Environmental Provisions

Sec. 321. Defense contractors covered by requirement for reports on contractor reimbursement costs for response actions.

Sec. 322. Establishment of separate environmental restoration accounts for each military department.

Sec. 323. Payment of stipulated penalties assessed under CERCLA.

Sec. 324. Shipboard solid waste control.

Sec. 325. Authority to develop and implement land use plans for defense environmental restoration program.

Sec. 326. Pilot program to test alternative technology for limiting air emissions during shipyard blasting and coating operations.

Sec. 327. Agreements for services of other agencies in support of environmental technology certification.

Sec. 328. Repeal of redundant notification and consultation requirements regarding remedial investigations and feasibility studies at certain installations to be closed under the base closure laws.

Sec. 329. Authority for agreements with Indian tribes for services under environmental restoration program.

Sec. 330. Authority to withhold listing of Federal facilities on National Priorities List.

Sec. 331. Clarification of meaning of uncontaminated property for purposes of transfer by the United States.

Sec. 332. Conservation and cultural activities.

Sec. 333. Navy program to monitor ecological effects of organotin.

Sec. 334. Authority to transfer contaminated Federal property before completion of required response actions.

Subtitle D--Commissaries and Nonappropriated Fund Instrumentalities

Sec. 341. Contracts with other agencies to provide or obtain goods and services to promote efficient operation and management of exchanges and morale, welfare, and recreation activities.

Sec. 342. Noncompetitive procurement of brand-name commercial items for resale in commissary stores.

Sec. 343. Prohibition of sale or rental of sexually explicit material.

Subtitle E--Performance of Functions by Private-Sector Sources

Sec. 351. Extension of requirement for competitive procurement of printing and duplication services.

Sec. 352. Reporting requirements under demonstration project for purchase of fire, security, police, public works, and utility services from local government agencies.

Subtitle F--Other Matters

Sec. 361. Authority for use of appropriated funds for recruiting functions.

Sec. 362. Training of members of the uniformed services at non-Government facilities.

Sec. 363. Requirement for preparation of plan for improved operation of working-capital funds and effect of failure to produce an approved plan.

[[Page 110 STAT. 2425]]

Sec. 364. Increase in capital asset threshold under Defense Business Operations Fund.

Sec. 365. Expansion of authority to donate unusable food.

Sec. 366. Assistance to committees involved in inauguration of the President.

Sec. 367. Department of Defense support for sporting events.

Sec. 368. Storage of motor vehicle in lieu of transportation.

Sec. 369. Security protections at Department of Defense facilities in National Capital Region.

Sec. 370. Administration of midshipmen's store and other naval academy support activities as nonappropriated fund instrumentality.

Sec. 371. Reimbursement under agreement for instruction of civilian students at Foreign Language Institute of the Defense Language Institute.

Sec. 372. Assistance to local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.

Sec. 373. Renovation of building for Defense Finance and Accounting Service Center, Fort Benjamin Harrison, Indiana.

Sec. 374. Food donation pilot program at service academies.

Sec. 375. Authority of Air National Guard to provide certain services at Lincoln Municipal Airport, Lincoln, Nebraska.

Sec. 376. Technical amendment regarding Impact Aid program.

TITLE IV--MILITARY PERSONNEL AUTHORIZATIONS

Subtitle A--Active Forces

- Sec. 401. End strengths for active forces.
- Sec. 402. Permanent end strength levels to support two major regional contingencies.
- Sec. 403. Authorized strengths for commissioned officers on active duty in grades of major, lieutenant colonel, and colonel and Navy grades of lieutenant commander, commander, and captain.
- Sec. 404. Extension of requirement for recommendations regarding appointments to joint 4-star officer positions.
- Sec. 405. Increase in authorized number of general officers on active duty in the Marine Corps.

Subtitle B--Reserve Forces

- Sec. 411. End strengths for Selected Reserve.
- Sec. 412. End strengths for reserves on active duty in support of the Reserves.
- Sec. 413. End strengths for military technicians.
- Sec. 414. Assurance of continued assignment of military personnel to serve in Selective Service System.

Subtitle C--Authorization of Appropriations

- Sec. 421. Authorization of appropriations for military personnel.

TITLE V--MILITARY PERSONNEL POLICY

Subtitle A--Officer Personnel Policy

- Sec. 501. Grade of Chief of Naval Research.
- Sec. 502. Chief and Assistant Chief of Army Nurse Corps and Air Force Nurse Corps.
- Sec. 503. Navy spot promotion authority for certain lieutenants with critical skills.
- Sec. 504. Time for award of degrees by unaccredited educational institutions for graduates to be considered educationally qualified for appointment as Reserve officers in grade O-3.
- Sec. 505. Exception to baccalaureate degree requirement for appointment in the Naval Reserve in grades above O-2.
- Sec. 506. Chief warrant officer promotions.
- Sec. 507. Service credit for senior ROTC cadets and midshipmen in simultaneous membership program.
- Sec. 508. Continuation on active status for certain Reserve officers of the Air Force.
- Sec. 509. Reports on response to recommendations concerning improvements to Department of Defense joint manpower process.
- Sec. 510. Frequency of reports to Congress on joint officer management policies.

Subtitle B--Enlisted Personnel Policy

- Sec. 511. Career service reenlistments for members with at least 10 years of service.
- Sec. 512. Authority to extend period for entry on active duty under the delayed entry program.

[[Page 110 STAT. 2426]]

Subtitle C--Activation and Recall

- Sec. 521. Limitations on recall of retired members to active duty.
- Sec. 522. Clarification of definition of active status.
- Sec. 523. Limitation of requirement for physical examinations of members of National Guard called into Federal service.

Subtitle D--Reserve Component Retirement

- Sec. 531. Increase in annual limit on days of inactive duty training creditable toward Reserve retirement.
- Sec. 532. Retirement of Reserve enlisted members who qualify for active duty retirement after administrative reduction in enlisted grade.
- Sec. 533. Authority for a Reserve on active duty to waive retirement sanctuary.
- Sec. 534. Eligibility of Reserves for disability retirement.

Subtitle E--Other Reserve Component Matters

- Sec. 541. Training for Reserves on active duty in support of the Reserves.
- Sec. 542. Eligibility for enrollment in Ready Reserve mobilization income insurance program.
- Sec. 543. Reserve credit for participation in Health Professions Scholarship and Financial Assistance Program.
- Sec. 544. Amendments to Reserve Officer Personnel Management Act provisions.
- Sec. 545. Report on number of advisers in active component support of Reserves pilot program.
- Sec. 546. Sense of Congress and report regarding reemployment rights for mobilized Reservists employed in foreign countries.
- Sec. 547. Payment of premiums under Mobilization Income Insurance Program.

Subtitle F--Officer Education Programs

- Sec. 551. Oversight and management of Senior Reserve Officers' Training Corps program.
- Sec. 552. Prohibition on reorganization of Army ROTC cadet command or termination of senior ROTC units pending report on ROTC.
- Sec. 553. Pilot program to test expansion of ROTC program to include graduate students.
- Sec. 554. Demonstration project for instruction and support of Army ROTC units by members of the Army Reserve and National Guard.
- Sec. 555. Extension of maximum age for appointment as a cadet or midshipman in the Senior Reserve Officers' Training Corps and the service academies.

- Sec. 556. Expansion of eligibility for education benefits to include certain Reserve Officers' Training Corps (ROTC) participants.
- Sec. 557. Comptroller General report on cost and policy implications of permitting up to five percent of service academy graduates to be assigned directly to Reserve duty upon graduation.

Subtitle G--Decorations and Awards

- Sec. 561. Authority for award of Medal of Honor to certain African American soldiers who served during World War II.
- Sec. 562. Waiver of time limitations for award of certain decorations to specified persons.
- Sec. 563. Replacement of certain American Theater Campaign Ribbons.

Subtitle H--Other Matters

- Sec. 571. Hate crimes in the military.
- Sec. 572. Disability coverage for members granted excess leave for educational or emergency purposes.
- Sec. 573. Clarification of authority of a Reserve judge advocate to act as a military notary public when not in a duty status.
- Sec. 574. Panel on jurisdiction of courts-martial for the National Guard when not in Federal service.
- Sec. 575. Authority to expand law enforcement placement program to include firefighters.
- Sec. 576. Improvements to program to assist separated military and civilian personnel to obtain employment as teachers or teachers' aides.
- Sec. 577. Retirement at grade to which selected for promotion when a physical disability is found at any physical examination.
- Sec. 578. Revisions to missing persons authorities.

Subtitle I--Commissioned Corps of the Public Health Service

- Sec. 581. Applicability to Public Health Service of prohibition on crediting cadet or midshipmen service at the service academies.

[[Page 110 STAT. 2427]]

- Sec. 582. Exception to strength limitations for Public Health Service officers assigned to the Department of Defense.
- Sec. 583. Authority to provide legal assistance to Public Health Service officers.

TITLE VI--COMPENSATION AND OTHER PERSONNEL BENEFITS

Subtitle A--Pay and Allowances

- Sec. 601. Military pay raise for fiscal year 1997.
- Sec. 602. Adjustment of rate of cadet and midshipman pay.
- Sec. 603. Pay of senior noncommissioned officers while hospitalized.
- Sec. 604. Availability of basic allowance for quarters for certain

- members without dependents who serve on sea duty.
- Sec. 605. Uniform applicability of discretion to deny an election not to occupy Government quarters.
- Sec. 606. Establishment of minimum monthly amount of variable housing allowance for high housing cost areas.
- Sec. 607. Family separation allowance for members separated by military orders from spouses who are members.
- Sec. 608. Waiver of time limitations for claim for pay and allowances.

Subtitle B--Bonuses and Special and Incentive Pays

- Sec. 611. One-year extension of certain bonuses and special pay authorities for reserve forces.
- Sec. 612. One-year extension of certain bonuses and special pay authorities for nurse officer candidates, registered nurses, and nurse anesthetists.
- Sec. 613. One-year extension of authorities relating to payment of other bonuses and special pays.
- Sec. 614. Special pay for certain Public Health Service officers.
- Sec. 615. Special incentives to recruit and retain dental officers.
- Sec. 616. Foreign language proficiency pay for Public Health Service and National Oceanic and Atmospheric Administration officers.

Subtitle C--Travel and Transportation Allowances

- Sec. 621. Allowance in connection with shipping motor vehicle at Government expense.
- Sec. 622. Dislocation allowance at a rate equal to two and one-half months basic allowance for quarters.
- Sec. 623. Allowance for travel performed in connection with leave between consecutive overseas tours.
- Sec. 624. Funding for transportation of household effects of Public Health Service officers.

Subtitle D--Retired Pay, Survivor Benefits, and Related Matters

- Sec. 631. Effective date for military retiree cost-of-living adjustment for fiscal year 1998.
- Sec. 632. Clarification of initial computation of retiree COLAs after retirement.
- Sec. 633. Suspension of payment of retired pay of members who are absent from the United States to avoid prosecution.
- Sec. 634. Nonsubstantive restatement of Survivor Benefit Plan statute.
- Sec. 635. Increases in Survivor Benefit Plan contributions to be effective concurrently with payment of retired pay cost-of-living increases.
- Sec. 636. Amendments to the Uniformed Services Former Spouses' Protection Act.
- Sec. 637. Prevention of circumvention of court order by waiver of retired pay to enhance civil service retirement annuity.
- Sec. 638. Administration of benefits for so-called minimum income widows.

Subtitle E--Other Matters

- Sec. 651. Discretionary allotment of pay, including retired or retainer pay.
- Sec. 652. Reimbursement for adoption expenses incurred in adoptions through private placements.
- Sec. 653. Waiver of recoupment of amounts withheld for tax purposes from certain separation pay.
- Sec. 654. Technical correction clarifying limitation on furnishing clothing or allowances for enlisted National Guard technicians.
- Sec. 655. Technical correction to prior authority for payment of back pay to certain persons.
- Sec. 656. Compensation for persons awarded prisoner of war medal who did not previously receive compensation as a prisoner of war.
- Sec. 657. Payments to certain persons captured and interned by North Vietnam.

TITLE VII--HEALTH CARE PROVISIONS

Subtitle A--Health Care Services

- Sec. 701. Preventive health care screening for colon and prostate cancer.

[[Page 110 STAT. 2428]]

- Sec. 702. Implementation of requirement for Selected Reserve dental insurance plan.
- Sec. 703. Dental insurance plan for military retirees and unremarried surviving spouses and certain other dependents of military retirees.
- Sec. 704. Plan for health care coverage for children with medical conditions caused by parental exposure to chemical munitions while serving as members of the Armed Forces.

Subtitle B--TRICARE Program

- Sec. 711. CHAMPUS payment limits for TRICARE prime enrollees.
- Sec. 712. Improved information exchange between military treatment facilities and TRICARE program contractors.
- Sec. 713. Plans for medicare subvention demonstration programs.

Subtitle C--Uniformed Services Treatment Facilities

- Sec. 721. Definitions.
- Sec. 722. Inclusion of designated providers in uniformed services health care delivery system.
- Sec. 723. Provision of uniform benefit by designated providers.
- Sec. 724. Enrollment of covered beneficiaries.
- Sec. 725. Application of CHAMPUS payment rules.
- Sec. 726. Payments for services.
- Sec. 727. Repeal of superseded authorities.

Subtitle D--Other Changes to Existing Laws Regarding Health Care Management

- Sec. 731. Authority to waive CHAMPUS exclusion regarding nonmedically necessary treatment in connection with certain clinical trials.
- Sec. 732. Exception to maximum allowable payments to individual health-care providers under CHAMPUS.
- Sec. 733. Codification of annual authority to credit CHAMPUS refunds to current year appropriation.
- Sec. 734. Exceptions to requirements regarding obtaining nonavailability-of-health-care statements.
- Sec. 735. Enhancement of third-party collection and secondary payer authorities under CHAMPUS.

Subtitle E--Other Matters

- Sec. 741. Alternatives to active duty service obligation under Armed Forces Health Professions Scholarship and Financial Assistance program and Uniformed Services University of the Health Sciences.
- Sec. 742. External peer review for defense health program extramural medical research involving human subjects.
- Sec. 743. Independent research regarding Gulf War syndrome.
- Sec. 744. Comptroller General review of health care activities of Department of Defense relating to Gulf War illnesses.
- Sec. 745. Report regarding specialized treatment facility program.
- Sec. 746. Study of means of ensuring uniformity in provision of medical and dental care for members of Reserve components.
- Sec. 747. Sense of Congress regarding tax treatment of Armed Forces Health Professions Scholarship and Financial Assistance program.

TITLE VIII--ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS

Subtitle A--Acquisition Management

- Sec. 801. Procurement technical assistance programs.
- Sec. 802. Extension of pilot mentor-protege program.
- Sec. 803. Authority to waive certain requirements for defense acquisition pilot programs.
- Sec. 804. Modification of authority to carry out certain prototype projects.
- Sec. 805. Increase in threshold amounts for major systems.
- Sec. 806. Revisions in information required to be included in selected acquisition reports.
- Sec. 807. Increase in simplified acquisition threshold for humanitarian or peacekeeping operations.
- Sec. 808. Expansion of audit reciprocity among Federal agencies to include post-award audits.
- Sec. 809. Excessive compensation of certain contractor personnel.
- Sec. 810. Exception to prohibition on procurement of foreign goods.

[[Page 110 STAT. 2429]]

Subtitle B--Other Matters

- Sec. 821. Prohibition on release of contractor proposals under Freedom

- of Information Act.
- Sec. 822. Amendments relating to reports on procurement regulatory activity.
- Sec. 823. Amendment of multiyear limitation on contracts for inspection, maintenance, and repair.
- Sec. 824. Streamlined notice requirements to contractors and employees regarding termination or substantial reduction in contracts under major defense programs.
- Sec. 825. Repeal of notice requirements for substantially or seriously affected parties in downsizing efforts.
- Sec. 826. Study of effectiveness of defense mergers.
- Sec. 827. Annual report relating to Buy American Act.
- Sec. 828. Foreign environmental technology.
- Sec. 829. Assessment of national defense technology and industrial base and dependency of base on supplies available only from foreign countries.
- Sec. 830. Expansion of report on implementation of automated information systems to include additional matters regarding information resources management.
- Sec. 831. Year 2000 software conversion.
- Sec. 832. Procurement from firms in industrial base for production of small arms.
- Sec. 833. Cable television franchise agreements.

TITLE IX--DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

Subtitle A--General Matters

- Sec. 901. Repeal of previously enacted reduction in number of statutory positions in Office of the Secretary of Defense.
- Sec. 902. Additional required reduction in defense acquisition workforce.
- Sec. 903. Reduction of personnel assigned to Office of the Secretary of Defense.
- Sec. 904. Report on military department headquarters staffs.
- Sec. 905. Matters to be considered in next assessment of current missions, responsibilities, and force structure of the unified combatant commands.
- Sec. 906. Transfer of authority to control transportation systems in time of war.
- Sec. 907. Codification of requirements relating to continued operation of the Uniformed Services University of the Health Sciences.
- Sec. 908. Joint Requirements Oversight Council.
- Sec. 909. Membership of the Ammunition Storage Board.
- Sec. 910. Removal of Secretary of the Army from membership on the Foreign Trade Zone Board.
- Sec. 911. Composition of aircraft accident investigation boards.
- Sec. 912. Mission of the White House Communications Agency.

Subtitle B--Force Structure Review

- Sec. 921. Short title.
- Sec. 922. Findings.
- Sec. 923. Quadrennial Defense Review.
- Sec. 924. National Defense Panel.
- Sec. 925. Postponement of deadlines.

Sec. 926. Definitions.

TITLE X--GENERAL PROVISIONS

Subtitle A--Financial Matters

- Sec. 1001. Transfer authority.
- Sec. 1002. Incorporation of classified annex.
- Sec. 1003. Authority for obligation of certain unauthorized fiscal year 1996 defense appropriations.
- Sec. 1004. Authorization of prior emergency supplemental appropriations for fiscal year 1996.
- Sec. 1005. Format for budget requests for Navy/Marine Corps and Air Force ammunition accounts.
- Sec. 1006. Format for annual budget requests for Defense Airborne Reconnaissance Program.
- Sec. 1007. Limitation on use of Department of Defense funds transferred to the Coast Guard.
- Sec. 1008. Fisher House Trust Fund for the Department of the Navy.
- Sec. 1009. Designation and liability of disbursing and certifying officials for the Coast Guard.
- Sec. 1010. Authority to suspend or terminate collection actions against deceased members of the Coast Guard.

[[Page 110 STAT. 2430]]

- Sec. 1011. Department of Defense disbursing official check cashing and exchange transactions.

Subtitle B--Naval Vessels and Shipyards

- Sec. 1021. Repeal of requirement for continuous applicability of contracts for phased maintenance of AE class ships.
- Sec. 1022. Funding for second and third maritime prepositioning ships out of National Defense Sealift Fund.
- Sec. 1023. Transfer of certain obsolete tugboats of the Navy.
- Sec. 1024. Transfer of U.S.S. Drum to city of Vallejo, California.
- Sec. 1025. Sense of Congress concerning USS LCS 102 (LSSL 102).

Subtitle C--Counter-Drug Activities

- Sec. 1031. Authority to provide additional support for counter-drug activities of Mexico.
- Sec. 1032. Availability of funds for certain drug interdiction and counter-drug activities.
- Sec. 1033. Transfer of excess personal property to support law enforcement activities.
- Sec. 1034. Sale by Federal departments or agencies of chemicals used to manufacture controlled substances.

Subtitle D--Reports and Studies

- Sec. 1041. Annual report on Operation Provide Comfort and Operation Enhanced Southern Watch.
- Sec. 1042. Annual report on emerging operational concepts.
- Sec. 1043. Report on Department of Defense military child care programs.

Sec. 1044. Report on Department of Defense military youth programs.
Sec. 1045. Quarterly reports regarding coproduction agreements.
Sec. 1046. Report on witness interview procedures for Department of
Defense criminal investigations.
Sec. 1047. Report on military readiness requirements of the Armed
Forces.
Sec. 1048. Report on NATO enlargement.

Subtitle E--Management of Armed Forces Retirement Home

Sec. 1051. Retirement Home Boards of Directors.
Sec. 1052. Acceptance of uncompensated services.
Sec. 1053. Disposal of tract of real property in the District of
Columbia.

Subtitle F--Other Matters

Sec. 1061. Policy on protection of national information infrastructure
against strategic attack.
Sec. 1062. Information systems security program.
Sec. 1063. Authority to accept services from foreign governments and
international organizations for defense purposes.
Sec. 1064. Prohibition on collection and release of detailed satellite
imagery relating to Israel.
Sec. 1065. George C. Marshall European Center for Strategic Security
Studies.
Sec. 1066. Authority to award to civilian participants in the defense of
Pearl Harbor the Congressional Medal previously
authorized only for military participants in the
defense of Pearl Harbor.
Sec. 1067. Assimilative crimes authority for traffic offenses on
military installations.
Sec. 1068. Uniform Code of Military Justice amendments.
Sec. 1069. Punishment of interstate stalking.
Sec. 1070. Participation of members, dependents, and other persons in
crime prevention efforts at installations.
Sec. 1071. Display of State flags at installations and facilities of the
Department of Defense.
Sec. 1072. Treatment of excess operational support airlift aircraft.
Sec. 1073. Correction to statutory references to certain Department of
Defense organizations.
Sec. 1074. Technical and clerical amendments.
Sec. 1075. Modification to third-party liability to United States for
tortious infliction of injury or disease on
members of the uniformed services.
Sec. 1076. Chemical Stockpile Emergency Preparedness Program.
Sec. 1077. Exemption from requirements applicable to savings
associations for certain savings institutions
serving military personnel.
Sec. 1078. Improvements to National Security Education Program.
Sec. 1079. Aviation and vessel war risk insurance.

[[Page 110 STAT. 2431]]

Sec. 1080. Designation of memorial as National D-Day Memorial.
Sec. 1081. Sense of Congress regarding semiconductor trade agreement
between United States and Japan.

Sec. 1082. Agreements for exchange of defense personnel between the United States and foreign countries.
Sec. 1083. Sense of Senate regarding Bosnia and Herzegovina.
Sec. 1084. Defense burdensharing.

TITLE XI--NATIONAL IMAGERY AND MAPPING AGENCY

Sec. 1101. Short title.
Sec. 1102. Findings.
Sec. 1103. Role of Director of Central Intelligence in appointment and evaluation of certain intelligence officials.

Subtitle A--Establishment of Agency

Sec. 1111. Establishment.
Sec. 1112. Missions and authority.
Sec. 1113. Transfers of personnel and assets.
Sec. 1114. Compatibility with authority under the National Security Act of 1947.
Sec. 1115. Creditable civilian service for career conditional employees of the Defense Mapping Agency.
Sec. 1116. Saving provisions.
Sec. 1117. Definitions.
Sec. 1118. Authorization of appropriations.

Subtitle B--Conforming Amendments and Effective Dates

Sec. 1121. Redesignation and repeals.
Sec. 1122. Reference amendments.
Sec. 1123. Headings and clerical amendments.
Sec. 1124. Effective date.

TITLE XII--RESERVE FORCES REVITALIZATION

Sec. 1201. Short title.
Sec. 1202. Purpose.

Subtitle A--Reserve Component Structure

Sec. 1211. Reserve component commands.
Sec. 1212. Reserve component chiefs.
Sec. 1213. Review of active duty and Reserve general and flag officer authorizations.
Sec. 1214. Guard and Reserve technicians.

Subtitle B--Reserve Component Accessibility

Sec. 1231. Report to Congress on measures to improve National Guard and Reserve ability to respond to emergencies.
Sec. 1232. Report to Congress concerning tax incentives for employers of members of Reserve components.
Sec. 1233. Report to Congress concerning income insurance program for activated Reservists.
Sec. 1234. Report to Congress concerning small business loans for members released from Reserve service during contingency operations.

Subtitle C--Reserve Forces Sustainment

- Sec. 1251. Report concerning tax deductibility of nonreimbursable expenses.
- Sec. 1252. Authority to pay transient housing charges for members performing active duty for training.
- Sec. 1253. Sense of Congress concerning quarters allowance during service on active duty for training.
- Sec. 1254. Sense of Congress concerning military leave policy.
- Sec. 1255. Reserve Forces Policy Board.
- Sec. 1256. Report on parity of benefits for active duty service and Reserve service.
- Sec. 1257. Information on proposed funding for the Guard and Reserve components in future-years defense programs.

TITLE XIII--ARMS CONTROL AND RELATED MATTERS

Subtitle A--Arms Control, Counterproliferation Activities, and Related Matters

- Sec. 1301. Extension of counterproliferation authorities.
- Sec. 1302. Limitation on retirement or dismantlement of strategic nuclear delivery systems.

[[Page 110 STAT. 2432]]

- Sec. 1303. Strengthening certain sanctions against nuclear proliferation activities.
- Sec. 1304. Authority to pay certain expenses relating to humanitarian and civic assistance for clearance of landmines.
- Sec. 1305. Report on military capabilities of People's Republic of China.
- Sec. 1306. Presidential report regarding weapons proliferation and policies of the People's Republic of China.
- Sec. 1307. United States-People's Republic of China Joint Defense Conversion Commission.
- Sec. 1308. Sense of Congress concerning export controls.
- Sec. 1309. Counterproliferation Program Review Committee.
- Sec. 1310. Sense of Congress concerning assisting other countries to improve security of fissile material.
- Sec. 1311. Review by Director of Central Intelligence of National Intelligence Estimate 95-19.

Subtitle B--Commission to Assess the Ballistic Missile Threat to the United States

- Sec. 1321. Establishment of Commission.
- Sec. 1322. Duties of Commission.
- Sec. 1323. Report.
- Sec. 1324. Powers.
- Sec. 1325. Commission procedures.
- Sec. 1326. Personnel matters.
- Sec. 1327. Miscellaneous administrative provisions.
- Sec. 1328. Funding.
- Sec. 1329. Termination of the Commission.

TITLE XIV--DEFENSE AGAINST WEAPONS OF MASS DESTRUCTION

Sec. 1401. Short title.
Sec. 1402. Findings.
Sec. 1403. Definitions.

Subtitle A--Domestic Preparedness

Sec. 1411. Response to threats of terrorist use of weapons of mass destruction.
Sec. 1412. Emergency response assistance program.
Sec. 1413. Nuclear, chemical, and biological emergency response.
Sec. 1414. Chemical-biological emergency response team.
Sec. 1415. Testing of preparedness for emergencies involving nuclear, radiological, chemical, and biological weapons.
Sec. 1416. Military assistance to civilian law enforcement officials in emergency situations involving biological or chemical weapons.
Sec. 1417. Rapid response information system.

Subtitle B--Interdiction of Weapons of Mass Destruction and Related Materials

Sec. 1421. Procurement of detection equipment United States border security.
Sec. 1422. Extension of coverage of International Emergency Economic Powers Act.
Sec. 1423. Sense of Congress concerning criminal penalties.
Sec. 1424. International border security.

Subtitle C--Control and Disposition of Weapons of Mass Destruction and Related Materials Threatening the United States

Sec. 1431. Coverage of weapons-usable fissile materials in Cooperative Threat Reduction programs on elimination or transportation of nuclear weapons.
Sec. 1432. Elimination of plutonium production.

Subtitle D--Coordination of Policy and Countermeasures Against Proliferation of Weapons of Mass Destruction

Sec. 1441. National Coordinator on Nonproliferation.
Sec. 1442. National Security Council Committee on Nonproliferation.
Sec. 1443. Comprehensive preparedness program.
Sec. 1444. Termination.

Subtitle E--Miscellaneous

Sec. 1451. Sense of Congress concerning contracting policy.
Sec. 1452. Transfers of allocations among Cooperative Threat Reduction programs.
Sec. 1453. Sense of Congress concerning assistance to states of former Soviet Union.

[[Page 110 STAT. 2433]]

Sec. 1454. Purchase of low-enriched uranium derived from Russian highly enriched uranium.

Sec. 1455. Sense of Congress concerning purchase, packaging, and transportation of fissile materials at risk of theft.

TITLE XV--COOPERATIVE THREAT REDUCTION WITH STATES OF FORMER SOVIET UNION

Sec. 1501. Specification of Cooperative Threat Reduction programs.

Sec. 1502. Fiscal year 1997 funding allocations.

Sec. 1503. Prohibition on use of funds for specified purposes.

Sec. 1504. Limitation on use of funds until specified reports are submitted.

Sec. 1505. Availability of funds.

TITLE XVI--DEPARTMENT OF DEFENSE CIVILIAN PERSONNEL

Subtitle A--Miscellaneous Matters Relating to Personnel Management, Pay, and Allowances

Sec. 1601. Modification of requirement for conversion of military positions to civilian positions.

Sec. 1602. Retention of civilian employee positions at military training bases transferred to National Guard.

Sec. 1603. Clarification of applicability of certain management constraints on major range and test facility base structure.

Sec. 1604. Travel expenses and health care for civilian employees of the Department of Defense abroad.

Sec. 1605. Travel, transportation, and relocation allowances for certain former nonappropriated fund employees.

Sec. 1606. Employment and salary practices applicable to Department of Defense overseas teachers.

Sec. 1607. Employment and compensation of civilian faculty members at certain Department of Defense schools.

Sec. 1608. Reimbursement of Department of Defense domestic dependent school board members for certain expenses.

Sec. 1609. Modification of authority for civilian employees of Department of Defense to participate voluntarily in reductions in force.

Sec. 1610. Wage-board compensatory time off.

Sec. 1611. Liquidation of restored annual leave that remains unused upon transfer of employee from installation being closed or realigned.

Sec. 1612. Waiver of requirement for repayment of Voluntary Separation Incentive pay by former Department of Defense employees reemployed by the Government without pay.

Sec. 1613. Simplification of rules relating to the observance of certain holidays.

Sec. 1614. Revision of certain travel management authorities.

Sec. 1615. Failure to comply with veterans' preference requirements to be treated as a prohibited personnel practice.

Sec. 1616. Pilot programs for defense employees converted to contractor employees due to privatization at closed military installations.

Subtitle B--Department of Defense Intelligence Personnel Policy

Sec. 1631. Short title.
Sec. 1632. Management of civilian intelligence personnel.
Sec. 1633. Repeal of superseded sections and clerical and conforming amendments.
Sec. 1634. Other personnel management authorities.
Sec. 1635. Effective date.

TITLE XVII--FEDERAL EMPLOYEE TRAVEL REFORM

Sec. 1701. Short title.

Subtitle A--Relocation Benefits

Sec. 1711. Allowance for seeking permanent residence quarters.
Sec. 1712. Temporary quarters subsistence expenses allowance.
Sec. 1713. Modification of residence transaction expenses allowance.
Sec. 1714. Authority to pay for property management services.
Sec. 1715. Authority to transport a privately owned motor vehicle within the continental United States.
Sec. 1716. Authority to pay limited relocation allowances to an employee who is performing an extended assignment.
Sec. 1717. Authority to pay a home marketing incentive.
Sec. 1718. Revision and reenactment of additional provisions relating to relocation expenses.

[[Page 110 STAT. 2434]]

Subtitle B--Miscellaneous Provisions

Sec. 1721. Repeal of the long-distance telephone call certification requirement.
Sec. 1722. Transfer of authority to prescribe regulations.
Sec. 1723. Conforming and clerical amendments.
Sec. 1724. Assessment of cost savings.
Sec. 1725. Effective date and issuance of regulations.

TITLE XVIII--FEDERAL CHARTER FOR THE FLEET RESERVE ASSOCIATION

Sec. 1801. Recognition and grant of Federal charter.
Sec. 1802. Powers.
Sec. 1803. Purposes.
Sec. 1804. Service of process.
Sec. 1805. Membership.
Sec. 1806. Board of directors.
Sec. 1807. Officers.
Sec. 1808. Restrictions.
Sec. 1809. Liability.
Sec. 1810. Maintenance and inspection of books and records.
Sec. 1811. Audit of financial transactions.
Sec. 1812. Annual report.
Sec. 1813. Reservation of right to alter, amend, or repeal charter.
Sec. 1814. Tax-exempt status required as condition of charter.
Sec. 1815. Termination.
Sec. 1816. Definition of State.

DIVISION B--MILITARY CONSTRUCTION AUTHORIZATIONS

Sec. 2001. Short title.

TITLE XXI--ARMY

Sec. 2101. Authorized Army construction and land acquisition projects.
Sec. 2102. Family housing.
Sec. 2103. Improvements to military family housing units.
Sec. 2104. Authorization of appropriations, Army.
Sec. 2105. Land acquisition, National Ground Intelligence Center,
Charlottesville, Virginia.

TITLE XXII--NAVY

Sec. 2201. Authorized Navy construction and land acquisition projects.
Sec. 2202. Family housing.
Sec. 2203. Improvements to military family housing units.
Sec. 2204. Authorization of appropriations, Navy.
Sec. 2205. Beach replenishment, Naval Air Station, North Island,
California.

TITLE XXIII--AIR FORCE

Sec. 2301. Authorized Air Force construction and land acquisition
projects.
Sec. 2302. Family housing.
Sec. 2303. Improvements to military family housing units.
Sec. 2304. Authorization of appropriations, Air Force.
Sec. 2305. Elimination of authority to carry out fiscal year 1995
project, Spangdahlem Air Force Base, Germany.

TITLE XXIV--DEFENSE AGENCIES

Sec. 2401. Authorized Defense Agencies construction and land acquisition
projects.
Sec. 2402. Military housing planning and design.
Sec. 2403. Improvements to military family housing units.
Sec. 2404. Military housing improvement program.
Sec. 2405. Energy conservation projects.
Sec. 2406. Authorization of appropriations, Defense Agencies.
Sec. 2407. Reduction in amounts authorized to be appropriated for fiscal
year 1996 Defense Agencies military construction,
land acquisition, and military family housing
functions.

TITLE XXV--NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT
PROGRAM

Sec. 2501. Authorized NATO construction and land acquisition projects.
Sec. 2502. Authorization of appropriations, NATO.

TITLE XXVI--GUARD AND RESERVE FORCES FACILITIES

Sec. 2601. Authorized Guard and Reserve construction and land
acquisition projects.

- Sec. 2602. Authorization and funding for construction and improvement of Naval Reserve Centers.
- Sec. 2603. Upgrade Air National Guard facilities, Bangor International Airport, Maine.

TITLE XXVII--EXPIRATION AND EXTENSION OF AUTHORIZATIONS

- Sec. 2701. Expiration of authorizations and amounts required to be specified by law.
- Sec. 2702. Extension of authorizations of certain fiscal year 1994 projects.
- Sec. 2703. Extension of authorizations of certain fiscal year 1993 projects.
- Sec. 2704. Extension of authorizations of certain fiscal year 1992 projects.
- Sec. 2705. Effective date.

TITLE XXVIII--GENERAL PROVISIONS

Subtitle A--Military Construction Program and Military Family Housing Changes

- Sec. 2801. Increase in certain thresholds for unspecified minor construction projects.
- Sec. 2802. Redesignation of North Atlantic Treaty Organization Infrastructure program.
- Sec. 2803. Improvements to family housing units.
- Sec. 2804. Availability of funds for planning, execution, and administration of contracts for family housing and unaccompanied housing.

Subtitle B--Defense Base Closure and Realignment

- Sec. 2811. Restoration of authority for certain intragovernment transfers under 1988 base closure law.
- Sec. 2812. Contracting for certain services at facilities remaining on closed installations.
- Sec. 2813. Authority to compensate owners of manufactured housing.
- Sec. 2814. Additional purpose for which adjustment and diversification assistance is authorized.
- Sec. 2815. Payment of stipulated penalties assessed under CERCLA in connection with Loring Air Force Base, Maine.
- Sec. 2816. Plan for utilization, reutilization, or disposal of Mississippi Army Ammunition Plant.

Subtitle C--Land Conveyances

Part I--Army Conveyances

- Sec. 2821. Transfer of lands, Arlington National Cemetery, Arlington, Virginia.
- Sec. 2822. Land transfer, Fort Sill, Oklahoma.
- Sec. 2823. Land conveyance, Army Reserve Center, Rushville, Indiana.
- Sec. 2824. Land conveyance, Army Reserve Center, Anderson, South Carolina.
- Sec. 2825. Land conveyance, Army Reserve Center, Montpelier, Vermont.

- Sec. 2826. Land conveyance, Crafts Brothers Reserve Training Center,
Manchester, New Hampshire.
- Sec. 2827. Land conveyance, Pine Bluff Arsenal, Arkansas.
- Sec. 2828. Reaffirmation of land conveyances, Fort Sheridan, Illinois.

Part II--Navy Conveyances

- Sec. 2831. Land transfer, Potomac Annex, District of Columbia.
- Sec. 2832. Land exchange, St. Helena Annex, Norfolk Naval Shipyard,
Virginia.
- Sec. 2833. Land conveyance, Calverton Pine Barrens, Naval Weapons
Industrial Reserve Plant, Calverton, New York.
- Sec. 2834. Land conveyance, former naval reserve facility, Lewes,
Delaware.
- Sec. 2835. Modification of land conveyance authority, Naval Reserve
Center, Seattle, Washington.
- Sec. 2836. Release of condition on reconveyance of transferred land,
Guam.
- Sec. 2837. Lease to facilitate construction of Reserve center, Naval Air
Station, Meridian, Mississippi.

Part III--Air Force Conveyances

- Sec. 2841. Land conveyance, Radar Bomb Scoring Site, Belle Fourche,
South Dakota.
- Sec. 2842. Conveyance of primate research complex and Air Force-owned
chimpanzees, Holloman Air Force Base, New Mexico.

Part IV--Other Conveyances

- Sec. 2851. Land conveyance, Tatum Salt Dome Test Site, Mississippi.

[[Page 110 STAT. 2436]]

- Sec. 2852. Land conveyance, William Langer Jewel Bearing Plant, Rolla,
North Dakota.
- Sec. 2853. Land conveyance, Air Force Plant No. 85, Columbus, Ohio.
- Sec. 2854. Modification of boundaries of White Sands National Monument
and White Sands Missile Range.

Subtitle D--Other Matters

- Sec. 2861. Authority to grant easements for rights-of-way.
- Sec. 2862. Authority to enter into cooperative agreements for the
management of cultural resources on military
installations.
- Sec. 2863. Demonstration project for installation and operation of
electric power distribution system at Youngstown
Air Reserve Station, Ohio.
- Sec. 2864. Renovation of the Pentagon reservation.
- Sec. 2865. Plan for repairs and stabilization of the historic district
at the Forest Glen Annex of Walter Reed Medical
Center, Maryland.
- Sec. 2866. Naming of range at Camp Shelby, Mississippi.
- Sec. 2867. Designation of Michael O'Callaghan military hospital.
- Sec. 2868. Naming of building at the Uniformed Services University of
the Health Sciences.

TITLE XXIX--MILITARY LAND WITHDRAWALS

Subtitle A--Fort Carson-Pinon Canyon Military Lands Withdrawal

- Sec. 2901. Short title.
- Sec. 2902. Withdrawal and reservation of lands at Fort Carson Military Reser- vation.
- Sec. 2903. Withdrawal and reservation of lands at Pinon Canyon Maneuver Site.
- Sec. 2904. Maps and legal descriptions.
- Sec. 2905. Management of withdrawn lands.
- Sec. 2906. Management of withdrawn and acquired mineral resources.
- Sec. 2907. Hunting, fishing, and trapping.
- Sec. 2908. Termination of withdrawal and reservation.
- Sec. 2909. Determination of presence of contamination and effect of contamination.
- Sec. 2910. Delegation.
- Sec. 2911. Hold harmless.
- Sec. 2912. Amendment to Military Lands Withdrawal Act of 1986.
- Sec. 2913. Authorization of appropriations.

Subtitle B--El Centro Naval Air Facility Ranges Withdrawal

- Sec. 2921. Short title and definitions.
- Sec. 2922. Withdrawal and reservation of lands for El Centro.
- Sec. 2923. Maps and legal descriptions.
- Sec. 2924. Management of withdrawn lands.
- Sec. 2925. Duration of withdrawal and reservation.
- Sec. 2926. Continuation of ongoing decontamination activities.
- Sec. 2927. Requirements for extension.
- Sec. 2928. Early relinquishment of withdrawal.
- Sec. 2929. Delegation of authority.
- Sec. 2930. Hunting, fishing, and trapping.
- Sec. 2931. Hold harmless.

DIVISION C--DEPARTMENT OF ENERGY NATIONAL SECURITY AUTHORIZATIONS AND OTHER AUTHORIZATIONS

TITLE XXXI--DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Subtitle A--National Security Programs Authorizations

- Sec. 3101. Weapons activities.
- Sec. 3102. Environmental restoration and waste management.
- Sec. 3103. Defense fixed asset acquisition/privatization.
- Sec. 3104. Other defense activities.
- Sec. 3105. Defense nuclear waste disposal.

Subtitle B--Recurring General Provisions

- Sec. 3121. Reprogramming.
- Sec. 3122. Limits on general plant projects.
- Sec. 3123. Limits on construction projects.
- Sec. 3124. Fund transfer authority.
- Sec. 3125. Authority for conceptual and construction design.
- Sec. 3126. Authority for emergency planning, design, and construction

activities.

[[Page 110 STAT. 2437]]

Sec. 3127. Funds available for all national security programs of the
Department of Energy.

Sec. 3128. Availability of funds.

Subtitle C--Program Authorizations, Restrictions, and Limitations

Sec. 3131. Stockpile stewardship program.

Sec. 3132. Manufacturing infrastructure for nuclear weapons stockpile.

Sec. 3133. Tritium production.

Sec. 3134. Modernization and consolidation of tritium recycling
facilities.

Sec. 3135. Production of high explosives.

Sec. 3136. Limitation on use of funds for certain research and
development purposes.

Sec. 3137. Prohibition on funding nuclear weapons activities with
People's Republic of China.

Sec. 3138. International cooperative stockpile stewardship programs.

Sec. 3139. Temporary authority relating to transfers of defense
environmental management funds.

Sec. 3140. Management structure for nuclear weapons production
facilities and nuclear weapons laboratories.

Sec. 3141. Accelerated schedule for isolating high-level nuclear waste
at the defense waste processing facility, Savannah
River Site.

Sec. 3142. Processing and treatment of high-level nuclear waste and
spent nuclear fuel rods.

Sec. 3143. Projects to accelerate closure activities at defense nuclear
facilities.

Sec. 3144. Payment of costs of operation and maintenance of
infrastructure at Nevada Test Site.

Subtitle D--Other Matters

Sec. 3151. Report on plutonium pit production and remanufacturing plans.

Sec. 3152. Amendments relating to baseline environmental management
reports.

Sec. 3153. Requirement to develop future use plans for environmental
management program.

Sec. 3154. Report on Department of Energy liability at Department
superfund sites.

Sec. 3155. Requirement for annual five-year budget for the national
security programs of the Department of Energy.

Sec. 3156. Requirements for Department of Energy weapons activities
budgets for fiscal years after fiscal year 1997.

Sec. 3157. Repeal of requirement relating to accounting procedures for
Department of Energy funds.

Sec. 3158. Update of report on nuclear test readiness postures.

Sec. 3159. Reports on critical difficulties at nuclear weapons
laboratories and nuclear weapons production
plants.

Sec. 3160. Extension of applicability of notice-and-wait requirement
regarding proposed cooperation agreements.

Sec. 3161. Sense of Senate relating to redesignation of defense

- environmental restoration and waste management program.
- Sec. 3162. Commission on maintaining United States nuclear weapons expertise.
- Sec. 3163. Sense of Congress regarding reliability and safety of remaining nuclear forces.
- Sec. 3164. Study on worker protection at the Mound facility.
- Sec. 3165. Fiscal year 1998 funding for Greenville Road Improvement Project, Livermore, California.
- Sec. 3166. Fellowship program for development of skills critical to Department of Energy nuclear weapons complex.

Subtitle E--Defense Nuclear Environmental Cleanup and Management

- Sec. 3171. Purpose.
- Sec. 3172. Applicability.
- Sec. 3173. Site manager.
- Sec. 3174. Department of Energy orders.
- Sec. 3175. Deployment of technology for remediation of defense nuclear waste.
- Sec. 3176. Performance-based contracting.
- Sec. 3177. Designation of covered facilities as environmental cleanup demonstration areas.
- Sec. 3178. Definitions.
- Sec. 3179. Termination.
- Sec. 3180. Report.

Subtitle F--Waste Isolation Pilot Plant Land Withdrawal Act Amendments

- Sec. 3181. Short title.

[[Page 110 STAT. 2438]]

- Sec. 3182. Definitions.
- Sec. 3183. Management plan.
- Sec. 3184. Repeal of test phase and retrieval plans.
- Sec. 3185. Test phase activities.
- Sec. 3186. Disposal operations.
- Sec. 3187. Environmental Protection Agency disposal regulations.
- Sec. 3188. Compliance with environmental laws and regulations.
- Sec. 3189. Sense of Congress on commencement of emplacement of transuranic waste.
- Sec. 3190. Decommissioning of WIPP.
- Sec. 3191. Authorizations for economic assistance and miscellaneous payments.

TITLE XXXII--DEFENSE NUCLEAR FACILITIES SAFETY BOARD

- Sec. 3201. Authorization.

TITLE XXXIII--NATIONAL DEFENSE STOCKPILE

Subtitle A--Authorization of Disposals and Use of Funds

- Sec. 3301. Definitions.
- Sec. 3302. Authorized uses of stockpile funds.
- Sec. 3303. Disposal of certain materials in National Defense Stockpile.

Subtitle B--Programmatic Change

- Sec. 3311. Biennial report on stockpile requirements.
- Sec. 3312. Notification requirements.
- Sec. 3313. Importation of strategic and critical materials.

TITLE XXXIV--NAVAL PETROLEUM RESERVES

- Sec. 3401. Authorization of appropriations.
- Sec. 3402. Price requirement on sale of certain petroleum during fiscal year 1997.

TITLE XXXV--PANAMA CANAL COMMISSION

Subtitle A--Authorization of Appropriations

- Sec. 3501. Short title.
- Sec. 3502. Authorization of expenditures.
- Sec. 3503. Purchase of vehicles.
- Sec. 3504. Expenditures only in accordance with treaties.

Subtitle B--Amendments to Panama Canal Act of 1979

- Sec. 3521. Short title; references.
- Sec. 3522. Definitions and recommendation for legislation.
- Sec. 3523. Administrator.
- Sec. 3524. Deputy Administrator and Chief Engineer.
- Sec. 3525. Office of Ombudsman.
- Sec. 3526. Appointment and compensation; duties.
- Sec. 3527. Applicability of certain benefits.
- Sec. 3528. Travel and transportation.
- Sec. 3529. Clarification of definition of agency.
- Sec. 3530. Panama Canal Employment System; merit and other employment requirements.
- Sec. 3531. Employment standards.
- Sec. 3532. Repeal of obsolete provision regarding interim application of Canal Zone Merit System.
- Sec. 3533. Repeal of provision relating to recruitment and retention remuneration.
- Sec. 3534. Benefits based on basic pay.
- Sec. 3535. Vesting of general administrative authority of Commission.
- Sec. 3536. Applicability of certain laws.
- Sec. 3537. Repeal of provision relating to transferred or reemployed employees.
- Sec. 3538. Administration of special disability benefits.
- Sec. 3539. Panama Canal Revolving Fund.
- Sec. 3540. Printing.
- Sec. 3541. Accounting policies.
- Sec. 3542. Interagency services; reimbursements.
- Sec. 3543. Postal service.
- Sec. 3544. Investigation of accidents or injury giving rise to claim.
- Sec. 3545. Operations regulations.
- Sec. 3546. Miscellaneous repeals.
- Sec. 3547. Exemption from Metric Conversion Act of 1975.
- Sec. 3548. Conforming and clerical amendments.
- Sec. 3549. Repeal of Panama Canal Code.

[[Page 110 STAT. 2439]]

SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES DEFINED.

For purposes of this Act, the term ``congressional defense committees'' means--

- (1) the Committee on Armed Services and the Committee on Appropriations of the Senate; and
- (2) the Committee on National Security and the Committee on Appropriations of the House of Representatives.

DIVISION A--DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I--PROCUREMENT

TITLE I--PROCUREMENT

Subtitle A--Authorization of Appropriations

- Sec. 101. Army.
- Sec. 102. Navy and Marine Corps.
- Sec. 103. Air Force.
- Sec. 104. Defense-wide activities.
- Sec. 105. Reserve components.
- Sec. 106. Defense Inspector General.
- Sec. 107. Chemical Demilitarization Program.
- Sec. 108. Defense health programs.

Subtitle B--Army Programs

- Sec. 111. Repeal of limitation on procurement of Armed Kiowa Warrior helicopters.
- Sec. 112. Multiyear procurement authority for Army programs.
- Sec. 113. Bradley TOW 2 Test Program sets.

Subtitle C--Navy Programs

- Sec. 121. Nuclear attack submarine programs.
- Sec. 122. Arleigh Burke class destroyer program.
- Sec. 123. EA-6B aircraft reactive jammer program.
- Sec. 124. T-39N trainer aircraft for the Navy.
- Sec. 125. Penguin missile program.

Subtitle D--Air Force Programs

- Sec. 131. Repeal of limitation on procurement of F-15E aircraft.
- Sec. 132. Modification to multiyear procurement authority for C-17 aircraft program.

Subtitle E--Other Matters

- Sec. 141. Assessments of modernization priorities of the reserve components.
- Sec. 142. Destruction of existing stockpile of lethal chemical agents and munitions.
- Sec. 143. Extension of authority to carry out Armament Retooling and

Manufacturing Support Initiative.

Subtitle A--Authorization of Appropriations

SEC. 101. ARMY.

Funds are hereby authorized to be appropriated for fiscal year 1997 for procurement for the Army as follows:

- (1) For aircraft, \$1,314,015,000.
- (2) For missiles, \$1,031,829,000.
- (3) For weapons and tracked combat vehicles, \$1,409,514,000.
- (4) For ammunition, \$1,003,028,000.
- (5) For other procurement, \$2,990,240,000.

[[Page 110 STAT. 2440]]

SEC. 102. NAVY AND MARINE CORPS.

(a) Navy.--Funds are hereby authorized to be appropriated for fiscal year 1997 for procurement for the Navy as follows:

- (1) For aircraft, \$7,034,926,000.
- (2) For weapons, including missiles and torpedoes, \$1,345,408,000.
- (3) For shipbuilding and conversion, \$6,193,330,000.
- (4) For other procurement, \$2,893,840,000.

(b) Marine Corps.--Funds are hereby authorized to be appropriated for fiscal year 1997 for procurement for the Marine Corps in the amount of \$560,148,000.

(c) Navy and Marine Corps Ammunition.--Funds are hereby authorized to be appropriated for procurement of ammunition for the Navy and the Marine Corps in the amount of \$293,239,000.

SEC. 103. AIR FORCE.

Funds are hereby authorized to be appropriated for fiscal year 1997 for procurement for the Air Force as follows:

- (1) For aircraft, \$6,764,420,000.
- (2) For missiles, \$2,525,875,000.
- (3) For ammunition, \$278,302,000.
- (4) For other procurement, \$5,814,419,000.

SEC. 104. DEFENSE-WIDE ACTIVITIES.

Funds are hereby authorized to be appropriated for fiscal year 1997 for Defense-wide procurement in the amount of \$2,008,261,000.

SEC. 105. RESERVE COMPONENTS.

Funds are hereby authorized to be appropriated for fiscal year 1997 for procurement of aircraft, vehicles, communications equipment, and other equipment for the reserve components of the Armed Forces as follows:

- (1) For the Army National Guard, \$171,000,000.
- (2) For the Air National Guard, \$234,000,000.
- (3) For the Army Reserve, \$98,000,000.
- (4) For the Naval Reserve, \$116,000,000.

- (5) For the Air Force Reserve, \$94,000,000.
- (6) For the Marine Corps Reserve, \$67,000,000.

SEC. 106. DEFENSE INSPECTOR GENERAL.

Funds are hereby authorized to be appropriated for fiscal year 1997 for procurement for the Inspector General of the Department of Defense in the amount of \$2,000,000.

SEC. 107. CHEMICAL DEMILITARIZATION PROGRAM.

There is hereby authorized to be appropriated for fiscal year 1997 the amount of \$759,847,000 for--

- (1) the destruction of lethal chemical agents and munitions in accordance with section 1412 of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521); and
- (2) the destruction of chemical warfare materiel of the United States that is not covered by section 1412 of such Act.

SEC. 108. DEFENSE HEALTH PROGRAMS.

Funds are hereby authorized to be appropriated for fiscal year 1997 for the Department of Defense for procurement for carrying

[[Page 110 STAT. 2441]]

out health care programs, projects, and activities of the Department of Defense in the total amount of \$269,470,000.

Subtitle B--Army Programs

SEC. 111. REPEAL OF LIMITATION ON PROCUREMENT OF ARMED KIOWA WARRIOR HELICOPTERS.

Section 133 of the National Defense Authorization Act for Fiscal Years 1990 and 1991 (Public Law 101-189; 103 Stat. 1383) is repealed.

SEC. 112. MULTIYEAR PROCUREMENT AUTHORITY FOR ARMY PROGRAMS.

(a) Avenger Air Defense Missile System.--Notwithstanding the limitation in subsection (k) of section 2306b of title 10, United States Code, relating to the maximum duration of a multiyear contract under the authority of that section, the Secretary of the Army may extend the multiyear contract in effect during fiscal year 1996 for the Avenger Air Defense Missile system through fiscal year 1997 and may award such an extension.

(b) Army Tactical Missile System.--The Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear procurement contract, beginning with the fiscal year 1997 program year, for procurement of the Army Tactical Missile System (Army TACMS).

(c) Javelin Missile System.--The Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into multiyear procurement contracts for the procurement of the Javelin missile system.

SEC. 113. BRADLEY TOW 2 TEST PROGRAM SETS.

Of the funds authorized to be appropriated under section 101(3) of the National Defense Authorization Act for Fiscal Year 1996 (Public Law 104-106; 110 Stat. 204), \$6,000,000 is available for the procurement of Bradley TOW-2 Test Program sets.

Subtitle C--Navy Programs

SEC. 121. NUCLEAR ATTACK SUBMARINE PROGRAMS.

(a) Amounts Authorized From SCN Account.--(1) Of the amount authorized to be appropriated by section 102(a)(3) for fiscal year 1997--

(A) \$699,071,000 is available for continued construction of the third vessel (designated SSN-23) in the Seawolf attack submarine class, which shall be the final vessel in that class;

(B) \$296,186,000 is available for long-lead and advance construction and procurement of components for construction of a submarine (previously designated by the Navy as the New Attack Submarine) beginning in fiscal year 1998 to be built by Electric Boat Division; and

(C) \$701,000,000 is available for long-lead and advance construction and procurement of components for construction of a second submarine (previously designated by the Navy as the New Attack Submarine) beginning in fiscal year 1999 to be built by Newport News Shipbuilding.

[[Page 110 STAT. 2442]]

(2) In addition to the purposes for which the amounts under subparagraphs (B) and (C) of paragraph (1) are available, such amounts are also available for contracts with Electric Boat Division and Newport News Shipbuilding to carry out the provisions of the ``Memorandum of Agreement Among the Department of the Navy, Electric Boat Corporation (EB) and Newport News Shipbuilding and Drydock Company (NNS) Concerning the New Attack Submarine'', dated April 5, 1996, relating to design data transfer, design improvements, integrated process teams, and updated design base.

(b) Amounts Authorized From Navy RDT&E Account.--(1) Of the amount authorized to be appropriated by section 201(2), \$487,611,000 is available for the design of the submarine previously designated by the Navy as the New Attack Submarine.

(2) (A) Of the amount authorized to be appropriated by section 201(2), \$60,000,000 is available for obligation under contracts with Electric Boat Division and Newport News Shipbuilding and other entities to address the inclusion on future nuclear attack submarines of the core advanced technologies that are identified by the Secretary of Defense (in the report of the Secretary entitled ``Report on Nuclear Attack Submarine Procurement and Submarine Technology'', submitted to Congress on March 26, 1996) as those technologies the maturation of which the Submarine Technology Assessment Panel recommended be addressed in its March 15, 1996, final report to the Assistant Secretary of the Navy for Research, Development, and Acquisition, as follows: hydrodynamics, alternative sail designs, advanced arrays, electric drive, external weapons, and active controls and mounts.

(B) Of the amount available under subparagraph (A), \$20,000,000 shall be equally divided between Electric Boat Division and Newport News

Shipbuilding for the purpose of ensuring that those shipbuilders are principal participants in the process of addressing the inclusion of technologies referred to in subparagraph (A) on future nuclear attack submarines. Contracts with the shipbuilders under this subparagraph shall provide the shipbuilders with wide latitude to pursue submarine-wide, integrated systems approaches to the inclusion of such technologies. The Secretary of the Navy shall ensure that those shipbuilders have access for such purpose (under procedures prescribed by the Secretary) to the Navy laboratories and the Office of Naval Intelligence and (in accordance with arrangements to be made by the Secretary) to the Defense Advanced Research Projects Agency.

(3) Of the amount authorized to be appropriated by section 201(2), \$38,000,000 is available to begin funding those Category I and Category II advanced technologies described in Appendix C of the report of the Secretary of Defense referred to in paragraph (2)(A). The Secretary of the Navy shall ensure that Electric Boat Division and Newport News Shipbuilding are also principal participants in the technology initiatives pursued with such funds to ensure submarine-wide, integrated systems approaches to the inclusion of such technologies on future nuclear attack submarines.

(4) In addition to the purposes for which the amounts under paragraphs (1), (2), and (3) are available, such amounts are also available for contracts with Electric Boat Division and Newport News Shipbuilding to carry out the provisions of the memorandum of agreement referred to in subsection (a)(2) for research and development activities under that memorandum of agreement.

[[Page 110 STAT. 2443]]

(c) Amount From Fiscal Year 1996 Funds for National Defense Sealift Fund.--(1) Section 132 of the National Defense Authorization Act for Fiscal Year 1996 (Public Law 104-106; 110 Stat. 210) is repealed.

(2) The amount referred to in section 132 of the National Defense Authorization Act for Fiscal Year 1996 (as in effect immediately before the repeal by paragraph (1)) shall be available to the Secretary of the Navy for activities relating only to advanced submarine technology that involve the construction of large scale vehicles for purposes of hydrodynamic and hydroacoustic research on developmental designs for hulls and propulsion systems.

(d) Contracts Authorized.--(1) The Secretary of the Navy is authorized, using funds available pursuant to subparagraphs (B) and (C) of subsection (a)(1), to enter into contracts with Electric Boat Division and Newport News Shipbuilding, and suppliers of components, during fiscal year 1997 for--

(A) the procurement of long-lead components for the fiscal year 1998 submarine and the fiscal year 1999 submarine under this section; and

(B) advance construction of such components and other components for such submarines.

(2) The Secretary may enter into a contract or contracts under this section with the shipbuilder of the fiscal year 1998 submarine only if the Secretary enters into a contract or contracts under this section with the shipbuilder of the fiscal year 1999 submarine.

(e) <<NOTE: Certification.>> Limitations.--(1)(A) Of the amounts